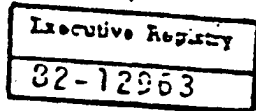


~~CONFIDENTIAL~~

7704

THE WHITE HOUSE  
WASHINGTON

19 OCT 82

~~CONFIDENTIAL~~

November 8, 1982

MEMORANDUM FOR THE SECRETARY OF STATE  
THE SECRETARY OF DEFENSE  
THE ATTORNEY GENERAL  
THE DIRECTOR, OFFICE OF MANAGEMENT AND BUDGET  
THE DIRECTOR OF CENTRAL INTELLIGENCE  
CHAIRMAN, JOINT CHIEFS OF STAFF

SUBJECT: Comments on Intelligence Matters (U)

The President has asked me to reaffirm the longstanding policy that we will not comment on intelligence matters. Efforts to clarify public reports of intelligence information, no matter how well intended, generally prove to be counterproductive. The resultant cycle can lead to the compromise of extremely sensitive information and grave damage to our national security. Exception to this policy can be granted only by the Assistant to the President for National Security Affairs based on the recommendation of the DCI. (C)

The President is determined that all officials of this government understand this policy clearly and comply with it fully. Please take appropriate steps to brief your subordinates and subordinate elements. (U)

FOR THE PRESIDENT:

  
William P. Clark

604

THE WHITE HOUSE

UNCLASSIFIED

WASHINGTON

February 2, 1982

82-01058

MEMORANDUM FOR THE SECRETARY OF STATE  
THE SECRETARY OF THE TREASURY  
THE SECRETARY OF DEFENSE  
THE ATTORNEY GENERAL  
THE SECRETARY OF THE INTERIOR  
THE SECRETARY OF AGRICULTURE  
THE SECRETARY OF COMMERCE  
THE SECRETARY OF TRANSPORTATION  
THE SECRETARY OF ENERGY  
THE DIRECTOR, OFFICE OF MANAGEMENT AND BUDGET  
THE DIRECTOR OF CENTRAL INTELLIGENCE  
THE UNITED STATES REPRESENTATIVE TO THE UNITED NATIONS  
THE UNITED STATES TRADE REPRESENTATIVE  
THE CHAIRMAN, JOINT CHIEFS OF STAFF  
THE CHAIRMAN, NUCLEAR REGULATORY COMMISSION  
THE DIRECTOR, ARMS CONTROL AND DISARMAMENT AGENCY  
THE DIRECTOR, OFFICE OF SCIENCE AND TECHNOLOGY  
THE ADMINISTRATOR, GENERAL SERVICES ADMINISTRATION  
THE ADMINISTRATOR, NATIONAL AERONAUTICS AND  
SPACE ADMINISTRATION  
THE DIRECTOR, FEDERAL BUREAU OF INVESTIGATION  
THE DIRECTOR, FEDERAL EMERGENCY MANAGEMENT AGENCY

SUBJECT: Implementation of NSDD-19 on Protection of  
Classified National Security Council and  
Intelligence Information

The President signed NSDD-19 on January 12, 1982, dealing with protection of classified National Security Council and Intelligence Information, directing that I establish procedures to implement its policy guidelines. This memorandum (1) supersedes NSDD-19, (2) establishes procedures for protection of National Security Council Information as herein defined, (3) directs agency heads to issue instructions in conformity with these procedures, (4) directs the Director of Central Intelligence to develop similar procedures for protection of classified intelligence information, and (5) requests the Attorney General to convene an interdepartmental group on the effectiveness of existing laws against unauthorized disclosure of classified information.

UNCLASSIFIED

UNCLASSIFIEDNational Security Council Information

National Security Council Information means classified information contained in: (1) any document prepared by or intended primarily for use by the NSC, its interagency groups as defined in NSDD-2, or its associated committees and groups, and (2) deliberations of the NSC, its interagency groups as defined in NSDD-2, or its associated committees and groups.

Access*NSC info only*

Any agency or department handling NSC Information will hold the number of persons having access to such information to the absolute minimum consistent with efficient operations of the NSC system, and will strictly control document dissemination and reproduction to carry out existing law. A numbered cover sheet bearing the notation appearing below will be affixed to each copy of a document containing NSC Information. The cover sheet will be attached at the time it is submitted to an Assistant Secretary or equivalent level. The NSC will provide sample cover sheets to departments and agencies who will then be responsible for further distribution and administration.

NOTICE

The attached document contains classified National Security Council Information. It is to be read and discussed only by persons authorized by law.

Your signature acknowledges you are such a person and you promise you will show or discuss information contained in the document only with persons who are authorized by law to have access to this document.

Persons handling this document acknowledge he or she knows and understands the security law relating thereto and will cooperate fully with any lawful investigation by the United States Government into any unauthorized disclosure of classified information contained herein.

Implementation

① Agency and department heads will forward to the NSC implementing instructions on these procedures no later than March 15, 1982.


UNCLASSIFIED

UNCLASSIFIED

② The DCI will also submit by that date for NSC consideration draft procedures for protection of sensitive intelligence information - within its control. Such procedures will be cleared within the Intelligence Community and dissenting views will be noted.

③ The Attorney General is requested to convene by March 1, 1982, an interagency group to report to the President on the effectiveness of existing statutes and Executive Orders prohibiting unauthorized disclosure of classified information. The report should be submitted by April 1, 1982.

FOR THE PRESIDENT:

  
William P. Clark

UNCLASSIFIED

THE WHITE HOUSE

WASHINGTON

NATIONAL SECURITY DECISION  
DIRECTIVE NUMBER 19Protection of Classified National Security Council  
and Intelligence Information

Unauthorized disclosure of classified information under the jurisdiction of the National Security Council and of classified intelligence reports is a problem of major proportions within the U.S. Government. The Constitution of the United States provides for the protection of individual rights and liberties, including freedom of speech and freedom of the press, but it also requires that government functions be discharged efficiently and effectively, especially where the national security is involved. As President of the United States, I am responsible for honoring both Constitutional requirements, and I intend to do so in a balanced and careful manner. I do not believe, however, that the Constitution entitles government employees, entrusted with confidential information critical to the functioning and effectiveness of the Government, to disclose such information with impunity. That this is precisely the situation we have. It must not be allowed to continue.

To this end, I hereby establish and direct implementation of the following policies.

Contacts with the Media

All contacts with any element of the news media in which classified National Security Council matters or classified intelligence information are discussed will require the advance approval of a senior official. An administrative memorandum will be prepared as soon as possible after the contact, recording the subjects discussed and all information provided to the media representatives.

Access

The unauthorized disclosure of classified National Security Council information, documents, and deliberations requires further control to limit access and to ensure an accurate record of those who have had access. The number of officials with access to documents relating to NSC matters will be kept to the minimum essential to the orderly conduct of the government's business.

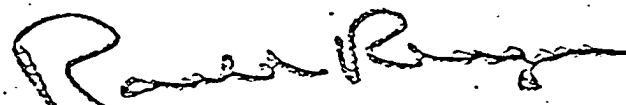
FOR OFFICIAL USE ONLY

Investigations

The government's lack of success in identifying the sources of unauthorized disclosure of classified National Security Council information and documents of classified intelligence information must be remedied and appropriate disciplinary measures taken. Henceforth, in the event of unauthorized disclosure of such information, government employees who have had access to that information will be subject to investigation, to include the use of all legal methods.

Applicability and Implementation

The provisions of this directive shall be effective immediately and shall apply to all employees of, and elements within, agencies participating in the National Security Council system, including the Executive Office of the President. The Assistant to the President for National Security Affairs is directed to establish the detailed procedures to implement policies.



FOR OFFICIAL USE ONLY